

STATE OF MINNESOTA

FILED

DISTRICT COURT

COUNTY OF SCOTT

NOV 06 2009 A
SCOTT COUNTY COURTS

FIRST JUDICIAL DISTRICT
Case Type: Mechanic's Lien Foreclosure

In re M.W. Johnson Construction, Inc.
Mechanic's Lien Foreclosure Litigation

Master Consolidated Court File: 70-CV-09-7343
Judge: Jerome B. Abrams

Scott County Court File: 70-CV-09-8112

Automated Building Components, Inc.,

Wright County Court File No: 86-CV-08-5229

Plaintiff,

**STIPULATION OF DISMISSAL WITHOUT
PREJUDICE;**

vs.

**ORDER FOR DISMISSAL WITHOUT
PREJUDICE**

M.W. Johnson Construction, Inc.,
Maureen Johnson, Thavone
Maomanyvahn, a/k/a Thavone
Maomanyvanh, Chinda Maomanyvanh
Mortgage Electronic Registration
Systems, Inc., as nominee for Bell
America Mortgage, LLC, d/b/a Bell
Mortgage, Pyramid Enterprises, Inc.,
United Structural Components, Inc.,
Carl Hanson Drywall, Inc., Stewart
Plumbing, Inc., Superior Masonry &
Concrete, Inc., XYZ Corporation, ABC
Partnership, John Doe and Mary Roe,
whose true names are unknown to
Plaintiff,

Defendants.

IT IS HEREBY STIPULATED AND AGREED, by and among Plaintiff Automated Building Components, Inc., Defendant Carl Hanson Drywall, Inc., Defendant Mortgage Electronic Registration Systems, Inc., as nominee for Bell America Mortgage, LLC, d/b/a Bell Mortgage, and Defendants Thavone Maomanyvahn, a/k/a Thavone Maomanyvanh and Chinda Moamanyvanh, by and through their undersigned attorneys, as follows:

1. All remaining claims by Automated Building Components, Inc. shall be dismissed without prejudice, and without an award of costs, disbursements or attorneys' fees to any party.

2. All remaining claims by Carl Hanson Drywall shall be dismissed without prejudice, and without an award of costs, disbursements or attorneys' fees to any party.

BRUTLAG, HARTMANN & TRUCKE, P.A.

Dated: October 20, 2009

By Matthew Doherty
Ryan J. Trucke (#030590X)
Matthew R. Doherty (#0352159)
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(763) 222-2507
Attorneys for Defendant
Automated Building Components, Inc.

RICHARD L. MUSKE, ATTORNEY AT LAW

Dated: October 20, 2009

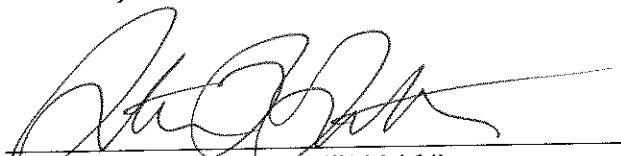
By: 

Richard L. Muske (#0160453)
7616 Currell Boulevard, Suite 200
Woodbury, MN 55125
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Attorneys for Defendant
Carl Hanson Drywall, Inc.

COLEMAN, HULL & VAN VLIET, PLLP

Dated: October 20, 2009

By



Katherine M. Melander (#180464)

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Attorneys for Defendants

Thavone Maomanyvahn, a/k/a Thavone

Maomanyvanh, Chinda Maomanyvanh, and

Mortgage Electronic Registration Systems, Inc., as

nominee for Bell America Mortgage, LLC,

d/b/a Bell Mortgage

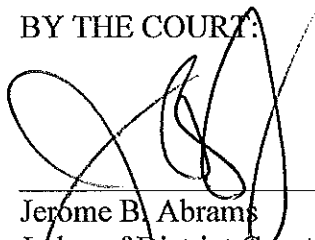
ORDER FOR DISMISSAL WITHOUT PREJUDICE,

Pursuant to the foregoing Stipulation of Dismissal with Prejudice entered into by and among Plaintiff Automated Building Components, Inc., Defendant Carl Hanson Drywall, Inc., Defendant Mortgage Electronic Registration Systems, Inc., as nominee for Bell America Mortgage, LLC, d/b/a Bell Mortgage, and Defendants Thavone Maomanyvahn, a/k/a Thavone Maomanyvanh, the Court makes the following **ORDER**:

1. The parties' Stipulation of Dismissal without Prejudice is hereby approved in all respects.
2. All of Automated Building Components, Inc.'s remaining claims are hereby dismissed **WITHOUT PREJUDICE** and without an award of costs, disbursements or attorneys' fees to any party.
3. All of Carl Hanson Drywall's remaining claims are hereby dismissed **WITHOUT PREJUDICE** and without an award of costs, disbursements or attorneys' fees to any party.

SO ORDERED.

BY THE COURT:



Jerome B. Abrams
Judge of District Court
Consolidated Court File No. 70-CV-09-7343
Court File No: 70-CV-09-8112

Dated: 1/15, 2009